

Daily Digest

HIGHLIGHTS

Senate passed S. 896, Helping Families Save Their Homes Act.

House Committees ordered reported 18 sundry measures.

Senate

Chamber Action

Routine Proceedings, pages S5169–S5248

Measures Introduced: Ten bills and five resolutions were introduced, as follows: S. 983–992, S.J. Res. 15, and S. Res. 132–135. **Pages S5231–32**

Measures Reported:

Special Report entitled “Activities of the Committee on Banking, Housing, and Urban Affairs During the 110th Congress Pursuant to rule XXVI of the Standing Rules of the United States Senate”. (S. Rept. No. 111–17) **Page S5231**

Measures Passed:

Helping Families Save Their Homes Act: By 91 yeas to 5 nays (Vote No. 185), Senate passed S. 896, to prevent mortgage foreclosures and enhance mortgage credit availability, as amended, after taking action on the following amendments proposed thereto: **Pages S5173–75, S5179–S5205**

Adopted:

Dodd (for Reed) Modified Amendment No. 1039 (to Amendment No. 1018), to address impediments to liquidating warrants. **Page S5173**

Dodd (for Boxer) Amendment No. 1035 (to Amendment No. 1018), to require notice to consumers when a mortgage loan has been sold, transferred, or assigned to a third party. **Pages S5173–74**

Casey Amendment No. 1033 (to Amendment No. 1018), to enhance State and local neighborhood stabilization efforts by providing foreclosure prevention assistance to families threatened with foreclosure and permitting Statewide funding competition in minimum allocation States. **Page S5173**

Dodd (for Grassley/Baucus) Modified Amendment No. 1020 (to Amendment No. 1018), to enhance the oversight authority of the Comptroller General of the United States with respect to expenditures under the Troubled Asset Relief Program. **Pages S5173–74**

By 57 yeas to 39 nays (Vote No. 182), Dodd (for Kerry) Modified Amendment No. 1036 (to Amendment No. 1018), to protect the interests of bona fide tenants in the case of any foreclosure on any dwelling or residential real property. **Pages S5173–75**

Reed/Bond Amendment No. 1040 (to Amendment No. 1018), to amend the McKinney-Vento Homeless Assistance Act to reauthorize the Act. **Pages S5173, S5180–81**

By 95 yeas to 1 nay (Vote No. 184), Dodd (for Grassley/Baucus) Modified Amendment No. 1021 (to Amendment No. 1018), to amend Chapter 7 of title 31, United States Code, to provide the Comptroller General additional audit authorities relating to the Board of Governors of the Federal Reserve System. **Pages S5173, S5181–82**

Dodd/Shelby Amendment No. 1018, in the nature of a substitute. **Pages S5173, S5182**

Withdrawn:

Dodd (for Schumer) Modified Amendment No. 1031 (to Amendment No. 1018), to establish a multifamily mortgage resolution program. **Pages S5173, S5179**

During consideration of this measure today, Senate also took the following action:

By 50 yeas to 46 nays (Vote No. 183), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 202 of S. Con. Res. 21, FY08 Congressional Budget Resolution, with respect to Coburn Amendment No. 1042 (to Amendment No. 1040), to establish a pilot program for the expedited disposal of Federal real property. Subsequently, the pay-as-you-go point of order that the amendment would cause or increase an on-budget deficit for either of the applicable time periods set out in S. Con. Res. 21, was sustained, and the amendment thus fell. **Pages S5173, S5179–80**

Commending the Heroic Efforts of People Fighting North Dakota Floods: Senate agreed to S. Res.

132, commending the heroic efforts of the people fighting the floods in North Dakota. **Page S5246**

National Physical Education and Sport Week: Senate agreed to S. Res. 133, designating May 1 through May 7, 2009, as “National Physical Education and Sport Week”. **Page S5246**

National Charter Schools Week: Senate agreed to S. Res. 134, congratulating the students, parents, teachers, and administrators at charter schools across the United States for their ongoing contributions to education and supporting the ideas and goals of the 10th annual National Charter Schools Week, May 3 through May 9, 2009. **Page S5247**

Military Spouse Appreciation Day: Senate agreed to S. Res. 135, designating May 8, 2009, as “Military Spouse Appreciation Day”. **Page S5247**

Measures Considered:

Weapon Systems Acquisition Reform Act: Senate began consideration of S. 454, to improve the organization and procedures of the Department of Defense for the acquisition of major weapon systems, taking action on the following amendments proposed thereto: **Pages S5205–25**

Adopted:

Collins/McCaskill Amendment No. 1045, to require the Secretary of Defense to apply uniform earned value management standards to reliability and consistently measures contract performance, and to ensure that contractors establish and use approved earned value management systems. **Pages S5215–19**

Levin (for Inhofe) Amendment No. 1044, to require a report on certain cost growth matters following the termination of a major defense acquisition program for critical cost growth. **Pages S5219, S5220–21**

Levin (for Chambliss) Amendment No. 1053, to clarify an exception to conflict of interest requirements applicable to contracts for systems engineering and technical assistance functions. **Pages S5219, S5222–24**

Levin (for Coburn) Amendment No. 1046, to require reports on the operation and support costs of major defense acquisition programs and major weapons systems. **Pages S5219–20**

Levin (for McCaskill) Amendment No. 1051, to enhance the review of joint military requirements. **Pages S5220–22**

Levin (for McCaskill) Amendment No. 1049, to specify certain inputs to the Joint Requirements Oversight Council from the commanders of the combatant commands on joint military requirements. **Pages S5220–22**

Levin (for McCaskill) Amendment No. 1050, to provide for a review by the Comptroller General of

the United States of waivers of the requirement for competitive prototypes based on excessive cost. **Pages S5220–22**

Levin (for Whitehouse) Amendment No. 1047, to further improve the cost assessment procedures and processes of the Department of Defense. **Page S5220**

Levin (for Carper) Amendment No. 1048, to require consultation between the Director of Defense Research and Engineering and the Director of Developmental Test and Evaluation in assessments of technological maturity of critical technologies of major defense acquisition programs. **Page S5220**

Levin (for Bingaman) Amendment No. 1055, to clarify the submittal of certifications of the adequacy of budgets by the Director of the Department of Defense Test Resource Management Center. **Pages S5224–25**

A unanimous-consent-time agreement was reached providing for further consideration of the bill at approximately 10:30 a.m., on Thursday, May 7, 2009, and that the following be the only first-degree amendments in order to the bill, other than the committee reported amendment in the nature of a substitute, that the listed first-degree amendments be subject to second-degree amendments which are relevant to the amendment to which offered; provided that with respect to any subsequent agreement which provides for a limitation of debate regarding an amendment on the list, then that time be equally divided and controlled in the usual form; that if there is a sequence of votes with respect to these amendments, the there be 2 minutes equally divided and controlled prior to a vote on or in relation thereto; provided that upon disposition of the listed amendments, the substitute amendment, as amended be agreed to, and Senate vote on passage of the bill: Snowe Amendment No. 1056 relative to small business contracting, Thune Amendment relative to weapons systems, Coburn Amendment relative to financial management, Chambliss Amendment No. 1054 relative to “make buy”, and Murray Amendment No. 1052 relative to National Security objectives. **Page S5225**

Credit Cardholders’ Bill of Rights Act—Cloture: Senate began consideration of the motion to proceed to consideration of H.R. 627, to amend the Truth in Lending Act to establish fair and transparent practices relating to the extension of credit under an open end consumer credit plan. **Page S5246**

A motion was entered to close further debate on the motion to proceed to consideration of the bill and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Friday, May 8, 2009. **Page S5246**

Subsequently, the motion to proceed was withdrawn. **Page S5246**

Nominations Confirmed: Senate confirmed the following nominations:

Ronald C. Sims, of Washington, to be Deputy Secretary of Department of Housing and Urban Development.

Alan B. Krueger, of New Jersey, to be an Assistant Secretary of the Treasury.

Ivo H. Daalder, of Virginia, to be United States Permanent Representative on the Council of the North Atlantic Treaty Organization, with the rank and status of Ambassador.

Ivan K. Fong, of Ohio, to be General Counsel, Department of Homeland Security.

William V. Corr, of Virginia, to be Deputy Secretary of Health and Human Services.

Demetrios J. Marantis, of the District of Columbia, to be a Deputy United States Trade Representative, with the rank of Ambassador.

Johnnie Carson, of Illinois, to be an Assistant Secretary of State (African Affairs).

Yvette Roubideaux, of Arizona, to be Director of the Indian Health Service, Department of Health and Human Services, for the term of four years.

Luis C. de Baca, of Virginia, to be Director of the Office to Monitor and Combat Trafficking, with rank of Ambassador at Large.

Timothy W. Manning, of New Mexico, to be Deputy Administrator for National Preparedness, Federal Emergency Management Agency, Department of Homeland Security.

Fred P. Hochberg, of New York, to be President of the Export-Import Bank of the United States for a term expiring January 20, 2013.

Routine lists in the Foreign Service.

Pages S5245, S5248

Nominations Received: Senate received the following nominations:

Wilma A. Lewis, of the Virgin Islands, to be an Assistant Secretary of the Interior.

Carmen R. Nazario, of Puerto Rico, to be Assistant Secretary for Family Support, Department of Health and Human Services.

Eric P. Schwartz, of New York, to be an Assistant Secretary of State (Population, Refugees, and Migration).

Andrew J. Shapiro, of New York, to be an Assistant Secretary of State (Political-Military Affairs).

Ellen O. Tauscher, of California, to be Under Secretary of State for Arms Control and International Security.

Jane Oates, of New Jersey, to be an Assistant Secretary of Labor.

Tara Jeanne O'Toole, of Maryland, to be Under Secretary for Science and Technology, Department of Homeland Security.

1 Air Force nomination in the rank of general.

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Messages from the House: **Page S5230**

Measures Referred: **Page S5230**

Executive Communications: **Pages S5230–31**

Executive Reports of Committees: **Page S5231**

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Statements on Introduced Bills/Resolutions: **Pages S5233–42**

Additional Statements: **Pages S5228–30**

Amendments Submitted: **Pages S5242–44**

Notices of Hearings/Meetings: **Page S5245**

Authorities for Committees to Meet: **Page S5245**

Privileges of the Floor: **Page S5245**

Record Votes: Four record votes were taken today. (Total—185) **Pages S5174–75, S5179–80, S5182, S5185**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 7:01 p.m., until 9:30 a.m. on Thursday, May 7, 2009. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S5247.)

Committee Meetings

(Committees not listed did not meet)

REUSE OF CARBON DIOXIDE

Committee on Appropriations: Subcommittee on Energy and Water Development concluded a hearing to examine the range of innovative, non-geologic applications for the beneficial reuse of carbon dioxide from coal and other fossil fuel facilities, after receiving testimony from Scott M. Klara, Director, Strategic Center for Coal, National Energy Technology Center, and Marjorie L. Tatro, Director of Fuel and Water Systems, Sandia National Laboratory, both of the Department of Energy; Jeff D. Muhs, Utah State University Energy Laboratory, Logan; and Brent Constantz, Calera Corporation, Los Gatos, California.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the nominations of Ines R. Triay, of New Mexico, to be Assistant Secretary of Energy for Environmental Management; and Elizabeth Lee King, of the District of Columbia, to be Assistant Secretary for Legislative Affairs, Michael Nacht, of California, to be Assistant Secretary for Global Strategic Affairs, Wallace C. Gregson, of Colorado, to be Assistant Secretary for Asian and Pacific Security Affairs, Jo-Ellen Darcy, of Maryland, to be Assistant Secretary of the Army for Civil Works, and 296